

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 93-716-W/S - ORDER NO. 94-83
JANUARY 26, 1994

IN RE: Application of New Heritage Carolina Corp.) ORDER
for Approval of the Transfer of its Water) APPROVING
and Wastewater Facilities Territory and) TRANSFER
Certificate of Public Convenience and) AND
Necessity to the Water and Wastewater) CLOSING
System of York County.) DOCKET

This matter is before the Public Service Commission of South Carolina (the Commission) on the Application of New Heritage Carolina Corporation (New Heritage or the Company) for approval of the transfer of its water and sewer facilities, territory, and Certificate of Public Convenience and Necessity to York County. New Heritage filed this Application pursuant to S.C. Code Ann. §58-5-210 and 26 S.C. Regs. 103-504 and 704 (1976). New Heritage asked that the Commission waive the requirement of a hearing if Petitions to Intervene were not filed in this proceeding.

By letter dated November 23, 1993, the Commission's Executive Director instructed New Heritage to publish one time in newspapers of general circulation a prepared Notice of Filing. The Notice of Filing indicated the nature of the Application, explained the effect of the proposed transfer on customers' rates, and explained the manner in which interested parties could intervene. The Commission received no Petitions to Intervene.

After review of the Application and the applicable law, the

Commission makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

1. New Heritage provides water and sewer service for compensation to customers in its service area in York County, South Carolina. Consequently, New Heritage is subject to the jurisdiction of this Commission.

2. New Heritage desires to terminate its public utility functions and transfer its service area, facilities, and Certificate of Public Convenience and Necessity to York County. York County desires to provide the water and sewer services currently provided by New Heritage. New Heritage and York County have negotiated an agreement whereby York County will acquire the operations pertaining to the water and sewer services of New Heritage.

3. If the Application is granted, residential customers in New Heritage's service area will initially be charged a combined water and sewer rate of \$25.00/month. This rate is either \$9.00 or \$7.00 more per month than those customers are currently paying.¹ Thereafter, according to the parties' agreement, York County may not increase its water or sewer use charges to New Heritage's customers until the earlier of (a) the completion of certain water supply facilities by York County, (b) the issuance by York County of revenue bonds for the County's expanded facilities, or (c) November 15, 1994. Upon the occurrence of one of these events,

1. Single families are effectively paying a flat rate of \$18.00/month; apartment owners are effectively paying a flat rate of \$16.00/month.

York County may charge New Heritage's customers the user fees it charges its own customers.

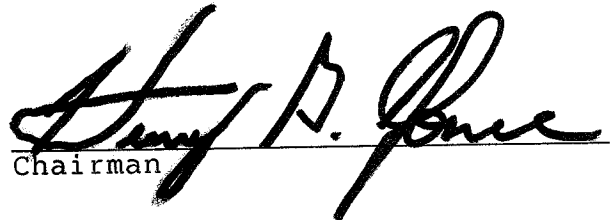
CONCLUSIONS OF LAW

1. The Commission concludes that the requirement of a hearing should be and is hereby waived since no Petitions to Intervene were filed.

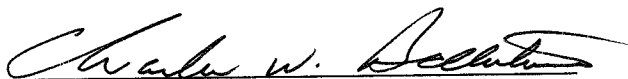
2. The Commission concludes that the transfer of New Heritage's water and sewer facilities, service area and territory, and Certificate of Public Convenience and Necessity should be and is hereby approved.

3. The Commission Staff is instructed to close this docket.

IT IS SO ORDERED.


Chairman

ATTEST:


Executive Director

(SEAL)